

**REMARKS**

Through this Amendment, new claims 29 to 33 have been added.

Claims 29 to 33 have been copied from U.S. Appl. No. 10/853,585 and have been added for the express purpose of provoking an interference with U.S. Appl. No. 10/853,585.

Claims 29-33 have been copied from U.S. Appl. No. 10/853,585. Applicant proposes the following two counts:

A method of treating or preventing rosacea and the symptoms associated therewith, comprising topically administering to the skin of a patient in need of such treatment or prevention a composition comprising:

a therapeutically effective amount of at least one of an  $\alpha_2$  adrenergic receptor agonist and a pharmaceutically acceptable salt thereof; and

a pharmaceutically acceptable carrier.

A topical composition suitable for treating or preventing the symptoms of rosacea comprising:

at least one of  $\alpha_2$  adrenergic receptor agonist and a pharmaceutically acceptable salt thereof;

and a pharmaceutically acceptable carrier.

At least claims 29-33 of the present application, and claims 1-28 of U.S. Appl. No. 10/853,585, correspond to the counts.

An interference should be declared because at least claims 29-33 of the present application recite all the material limitations of claims 1-28 of U.S. Appl. No. 10/853,585, claims 29-33 are presented within one year of the publication date of the '585 application, and applicant's date of invention precedes the effective filing date of U.S. Appl. No. 10/853,585.

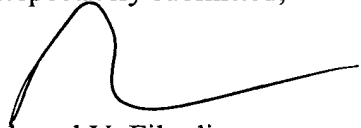
Claim 29 is supported by claims 1, 2, 3 and 4 of the original application, and the specification in paragraph 0012 of page 2 and paragraph 0018 of page 3. Claim 30 is supported in the specification in paragraph 0012 on page 2. Claim 31 is supported in the specification in

paragraph 0017 bridging pages 2 and 3. Claim 32 is supported in the specification in paragraph 0012 on page 2. Claim 33 is supported by claim 22 of the original application, and the specification in paragraphs 0012, 0013, 0015, and 0016 on page 2; and paragraph 0017 bridging pages 2 and 3.

**SUMMARY**

Applicant herein has copied claims of U.S. Appl. No. 10/853,585 into its application, which was filed before the publication of the '585 application, and such copying is within one year of the publication of the '585 application. Thus, declaration of an interference is respectfully requested.

Respectfully submitted,



Edward V. Filardi  
Registration No. 25,757  
Robert B. Smith  
Registration No. 28,538  
Todd J. Tiberi  
Registration No. 37,455  
Gabriela Materassi  
Registration No. 47,774

SKADDEN, ARPS, SLATE,  
MEAGHER & FLOM LLP  
4 Times Square  
New York, NY 10036  
Telephone: (212) 735-3000  
Facsimile: (917) 777-2000

Date: March 29, 2005